SCANNED

5-14-08
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(a/k/a Breuer property)

**RESOLUTION NO. 2008-03**

**A RESOLUTION OF THE CITY OF BASEHOR, KANSAS, REGARDING PUBLIC HEARING TO CONSIDER ANNEXATION OF CERTAIN PROPERTY ADJOINING THE CITY**

**WHEREAS**, the Governing Body is considering annexation of property adjoining the City, consisting of approximately 5.16 acres, and generally located in the 16000 block of Parallel Road; and

**WHEREAS**, the Governing Body has prepared a report regarding the annexation that contains all of the information required by K.S.A. 12-520b, including a plan for extension of services to the area proposed to be annexed, which report is available for inspection in the City Clerk's office during normal business hours; and

**WHEREAS**, a public hearing on the proposed annexation will be held pursuant to K.S.A. 12-520a.

**BE IT RESOLVED BY THE GOVERNING BODY OF THE CITY OF BASEHOR, KANSAS:**

**SECTION 1.** The Governing Body of the City of Basehor, Kansas is considering the annexation of the following described land:

*A tract of land located in the Northeast Quarter of Section 3, Township 11 South, Range 22 East in Leavenworth County, Kansas and being more particularly described as follows:*

*Commencing at the Southwest corner of Section 34, Township 10 South, Range 22 East; thence North 88°00'06" East, along the North line of said Section 3, a distance of 1114.62 feet to the POINT OF BEGINNING; thence South 02°00'02" East, a distance of 499.90 feet; thence North 88°00'06" East, a distance of 450.00 feet; thence North 02°00'02" West, a distance of 499.90 feet to the North line of said Section 3; thence South 88°00'06" West, a long said North line, a distance of 450.00 feet to the point of beginning and containing 224,954.89 square feet or 5.16 acres more or less.*

**SECTION 2.** The Governing Body finds that the above described property adjoins, and is surrounded on three sides by land within the boundaries of the City of Basehor.

**SECTION 3.** To properly consider the proposed annexation of the land described above, the Governing Body orders the following:

a. A public hearing on the proposed annexation will be held on May 19, 2008 at 7:00 p.m. in the meeting room of Basehor City Hall, 2620 N. 155 Street,

Basehor, Kansas for the purpose of the Governing Body determining the advisability of such annexation.

b. A copy of this Resolution, and a sketch of the land proposed to be annexed, shall be sent by certified mail to each owner of the land proposed to be annexed.

c. A copy of this Resolution, and a sketch of the land proposed to be annexed, shall be published in the official City newspaper not less than one week, but no more than two weeks, before the public hearing.

d. A copy of this Resolution shall also be sent, no later than 10 days following its adoption, by certified mail to the following (if applicable):

1. The board of county commissioners.

2. The governing body of any township where the land to be annexed is located.

3. Any special assessment district or governmental unit providing municipal services to the area proposed to be annexed including, but not limited to, sewer districts, rural water districts, fire districts or improvement districts.

4. Any special assessment district or governmental unit providing municipal services to the area proposed to be annexed including, but not limited to, sewer districts, rural water districts, fire districts or improvement districts.

5. Any utilities having facilities within the area proposed to be annexed.

6. The governing body of any school district in the area proposed to be annexed.

7. Any city, county, township or joint planning commission having jurisdiction over the area proposed to be annexed.

8. Any other political or taxing subdivision located within the area proposed to be annexed.

**SECTION 4.** At the public hearing, a representative of the City will present the City's proposal for annexation, including the plan of the City for the extension of services to the land proposed for annexation. In determining the advisability of annexation, the Governing Body will consider the criteria set forth in K.S.A. 520a(e).

**ADOPTED AND APPROVED** by the Governing Body of the City of Basehor, Kansas, this 17th day of March, 2008.

Chris Garcia – Mayor

ATTEST:

Mary Mogle – City Clerk

SEAL OF THE CITY OF BASEHOR, KANSAS
CORPORATE SEAL

APPROVED AS TO FORM:

Patrick G. Reavey – City Attorney